

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

STEVEN J. ARMSTRONG,

Plaintiff,

Case No. C14-921-JLR-BAT

V.

CAROLYN W. COLVIN, Commissioner of  
Social Security,

Defendant.

## **REPORT AND RECOMMENDATION**

Plaintiff appeals the denial of his applications for disability benefits. Dkt. 3. The parties  
note the case should be reversed and remanded. Dkt. 19. The Court has considered the  
motion and the record and recommends the case be **REVERSED** and **REMANDED** under  
Rule four of 42 U.S.C. § 405(g).

On remand, the Administrative Law Judge (“ALJ”) will further evaluate the medical opinion evidence, including the opinions of John Lowry, D.O., Victoria McDuffee, Ph.D., and David Widlan, Ph.D., which all support a finding that plaintiff had more restrictive limitations than those identified in the decision’s residual functional capacity. The ALJ will reevaluate plaintiff’s credibility. The ALJ will reevaluate plaintiff’s residual functional capacity. At step five, the ALJ will also obtain supplemental evidence from a vocational expert to clarify the effect

1 of the assessed limitations on the occupational base.

2 The parties further stipulate that Mr. Armstrong will be entitled to reasonable attorney  
3 fees and costs pursuant to 28 U.S.C. § 2412, upon proper request to the Court.

4 Because the parties have stipulated the case be remanded as set forth above, the Court  
5 recommends that United States District Judge James L. Robart immediately approve this Report  
6 and Recommendation and order the case **REVERSED** and **REMANDED** for further  
7 administrative proceedings as set forth above. A proposed order accompanies this Report and  
8 Recommendation.

9 DATED this 5th day of March, 2015.

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12 BRIAN A. TSUCHIDA  
13 United States Magistrate Judge  
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